

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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BRIAN RUSSELL,

Plaintiff,

-against-

CITY OF NEW YORK,

Defendant.

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BLOOM, United States Magistrate Judge:

On October 2, 2024, this Court ordered Corporation Counsel to provide the full names and current service addresses of the John Doe officers involved in the incident alleged in *pro se* plaintiff's complaint pursuant to Valentin v. Dinkins, 121 F.3d 72 (2d Cir. 1997). ECF No. 4. When the Court granted Corporation Counsel's request for an extension of time to respond to the Valentin Order, the Court also directed plaintiff to "promptly execute and return the § 160.50 release that Corporation Counsel sent to him on November 12, 2024." ECF No. 9. Corporation Counsel now states that *pro se* plaintiff has not executed a § 160.50 release. ECF No. 13. Corporation Counsel requests that the Court issue an order compelling plaintiff to execute a § 160.50 release. Without an executed § 160.50 release, Corporation Counsel "cannot access the sealed arrest records necessary to identify the officers involved in the September 9, 2021 incident" alleged in plaintiff's complaint. ECF No. 13-1, ¶ 5.

The Court shall hold the initial conference in this case on January 16, 2025 at 4:30 p.m. in Courtroom 11A South of the United States Courthouse, 225 Cadman Plaza East, Brooklyn, New York.¹ No Rule 26(a)(1) initial disclosures nor 26(f) Meeting Report shall be due at this time. Corporation Counsel shall bring a § 160.50 release to the conference. Parties are advised that they

¹ The City of New York's deadline to respond to plaintiff's complaint is January 3, 2025. ECF Order dated November 20, 2024.

must contact each other before making any request for an adjournment to the Court. Any request for an adjournment must be electronically filed with the Court at least seventy-two (72) hours before the scheduled conference.

The Court denies Corporation Counsel's motion to compel without prejudice. The deadline to respond to the Court's Valentin Order is stayed pending the conference. If plaintiff returns an executed § 160.50 release before the conference, Corporation Counsel shall promptly file a status letter to inform the Court.

SO ORDERED.

/S/

LOIS BLOOM
United States Magistrate Judge

Dated: December 13, 2024
Brooklyn, New York